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**HIGH COURT OF CHHATTISGARH : BILASPUR**

**Division Bench**

**W.P.NO. 2075 OF 2001**

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**Coram :** Hon'ble Shri Jagdish Bhalla, Acting CJ &  
Hon'ble Shri Satish K. Agnihotri, J

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**PETITIONER**

St. Lawrence Education Society, A society registered under the provisions of Societies Registrikaran Adhinayam, 1860, having it's office at Kamdiwali 9East) Mumbai

Versus

**RESPONDENTS**

1. State of Chhattisgarh, Through Secretary, Housing and Environment Department, Mantralaya, D.K.Bhawan, Raipur
2. The Director, Town and Country Planning Department, Raipur
3. The Jt. Director, Town and Country Planning Department, Raipur
4. Gram Panchayat, Labhandi, Block-Dharsiwa, Tahsil and District Raipur (Chhattisgarh)
5. District Regularisation Authority, Through its Secretary- Raipur, District -Raipur (Chhattisgarh)

(Writ Petition under Article 226/227 of the Constitution of India.)

**Present :**

Shri Bhaskar Payasi, counsel for the petitioner.  
Shri Vinay Harit, Deputy Advocate General for the State.

**ORAL ORDER**

(Passed on 2<sup>nd</sup> November, 2007)

The following oral order of the Court was passed by  
**Hon'ble Shri Jagdish Bhalla, Acting C.J.**

It has been informed by the counsel appearing for the petitioner that the petitioner has already submitted his reply and now the same cannot be decided in the light of the interim order dated 29.10.2001 passed by this Court.



Interest of justice will suffice if the authority concerned shall consider the reply filed by the petitioner and decide the same in accordance with law. In such circumstances, there is no need to keep this petition pending.

We are of the opinion that once reply is filed to the show cause notice it would be appropriate that the same is decided by the authority concerned and rushing to the Court to challenge the notice is premature.

Accordingly, this petition is disposed of with a direction to the authority concerned to decide the matter after considering the reply filed by the petitioner in accordance with law. Interim order passed earlier stands discharged. It is clarified that the petitioner is at liberty to challenge the outcome of the response to the show cause notice, if so advised.

**Sd/-  
Ag. Chief Justice**

**Sd/-  
Satish K. Agnihotri  
Judge**

Suguna